

ENTERED

January 07, 2021

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION

JOSE ANGEL RIVERA,

Petitioner,

VS.

TEXAS BOARD OF PARDONS &
PAROLES,

Respondent.

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CIVIL ACTION NO. 2:20-CV-136

ORDER ADOPTING MEMORANDUM AND RECOMMENDATION

Before the Court is Magistrate Judge Julie Hampton's Memorandum and Recommendation (M&R). (D.E. 10). The parties were provided proper notice of, and the opportunity to object to, the Magistrate Judge's M&R. *See* U.S.C. § 636(b)(1); FED. R. Civ. P. 72(b); General Order No. 2002-13. Petitioner filed objections to the M&R.¹ (D.E. 12). Having carefully reviewed the proposed findings and conclusions of the M&R, the record, the applicable law, and having made a de novo review of the portions of the M&R to which the Plaintiff's objections were directed, 28 U.S.C. § 636(b)(1), the Court **OVERRULES** Plaintiff's objections (D.E. 12). Accordingly, the Court:

- (1) **ADOPTS** the M&R in its entirety. (D.E. 10).
- (2) **DISMISSES** Plaintiff's petition for writ of habeas corpus, filed pursuant to 28 U.S.C. § 2241, pursuant to the screening provisions in Rule 4 of the Rules Governing Section 2254 Cases.

¹ It appears that Petitioner did not timely file his objections. *See* (D.E. 10, p. 6; D.E. 11; D.E. 12, p. 6). Nevertheless, the Court will consider the objections. (D.E. 12).

The Clerk of Court is **DIRECTED** to close this case.

SO ORDERED.



DAVID S. MORALES
UNITED STATES DISTRICT JUDGE

Dated: Corpus Christi, Texas
January 7, 2021